



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF MANAGEMENT

Office of the Chief Privacy Officer

January 19, 2017

Robert Teel
MuckRock
DEPT MR 28828
411A Highland Ave
Somerville, MA 02144-2516
28828-95877327@requests.muckrock.com

RE: FOIA Request No. 17-00124-F

Dear Robert Teel:

This is the final response to your request dated October 13, 2016, requesting information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Your request was received in the FOIA Service Center (FSC) on October 24, 2016, and was forwarded to the Office of Federal Student Aid within the Department of Education (the Department) for any responsive documents they may have.

You requested:

- All documents, including without limitation investigatory findings, supporting evidence, and compiled attestations from former Corinthian students, in connection with the application sent by Massachusetts Attorney General Maura Healey on or about November 15, 2105 to the U.S. Department of Education, Secretary of Education Arne Duncan, and Special Master Joseph Smith requesting the immediate cancellation of loans taken out by former students of Corinthian Colleges in Massachusetts who were victimized by the for-profit school's illegal conduct.

The Departments Federal Student Aid office has located 2,700 pages of responsive documents pertaining to your request.

However this information has been withheld in its entirety according to the FOIA exemptions specified below:

- Records or portions of records relating to various non-disclosure provisions that are contained in other federal statutes are exempt from disclosure pursuant to 5 U.S.C. § 552 (b)(3) of the FOIA. This exemption authorizes an agency to withhold information that is specifically exempted from disclosure by other federal statutes. This prohibits

release of the Program Review Report during the confidentiality period.

- The statute applied to the exemption above is as follows:
 - 20 U.S.C. § 1099c–1(b)(8): Prohibits the release of program review reports until they had met the release provision in the statute. This prohibition requires the Department to keep confidential the institution response until a Final Program Review Determination is issued by the department.
 - Under the above mentioned statutes, Program Review Reports are not releasable until a Final Determination has been made. At this time, the Program Review Report and Final Determinations will become releasable.
- Records or portions of records relating to personal information is exempt pursuant to 5 U.S.C. § 552 (b)(6) of the FOIA. Disclosure of this information would constitute a clearly unwarranted invasion of personal privacy.
- Records or portions of records relating to “records or information compiled for a law enforcement purpose is exempt pursuant to 5 U.S.C. § 552 (b)(7)(A) of the FOIA. Disclosure of this information could reasonably be expected to interfere with enforcement proceedings.
- Records or portions of records relating to personal information that was compiled for a law enforcement purpose is exempt pursuant 5 U.S.C. § 552 (b)(7)(C). Disclosure of this information would constitute an unwarranted invasion of personal privacy.

You have the right to appeal the FOIA exemption(s) decision by writing to the address below, 90 days from the date of this letter. Your appeal should be accompanied by a copy of your initial letter of request and this denial letter, and should contain any evidence or argument you wish the Department to consider in making an administrative determination on your appeal.

Appeal Address:

U.S. Department of Education
Office of Management
400 Maryland Avenue, SW, LBJ 2W311
ATTN: Appeals Office
Washington, DC 20202-4500

Or, you may complete the online FOIA appeal form, located at:
<http://www2.ed.gov/policy/gen/leg/foia/foia-appeal-form.pdf>.

You have the right to seek assistance and/or dispute resolution services from the Department’s FOIA Public Liaison or the Office of Government Information Services (OGIS). The FOIA Public Liaison is responsible, among other duties, for assisting in the resolution of FOIA disputes. OGIS, which is outside the Department of Education, offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to appeals or litigation.

They can be contacted by:

Mail	FOIA Public Liaison Office of the Chief Privacy Officer U.S. Department of Education 400 Maryland Ave., SW, LBJ 2E321 Washington, DC 20202-4536	Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road Room 2510 College Park, MD 20740-6001
E-mail	robert.wehausen@ed.gov	OGIS@nara.gov
Phone	202-205-0733	301-837-1996; toll free at 1-877-684-6448
Fax	202-401-0920	301-837-0348

If you have any questions, please contact the FSC at (202) 401-8365 or
EDFOIAMANAGER@ed.gov.

Sincerely,



Elise Cook
Government Information Specialist
FOIA Service Center